

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Group Art Unit 1651

In re

Patent Application of

Roberto C. Beretta et al.

Application No. 10/607,580

Confirmation No.: 5786

Filed: June 26, 2003

Examiner: Susan Marie Hanley

"METHODS AND DEVICES FOR
SEPARATING LIQUID COMPONENTS"

**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING APPLICATION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Cascade Medical Enterprises, LLC, located at 20 Greenup Court, Wayne, New Jersey 07470 and Roberto Beretta (hereinafter "Assignees"), by their undersigned attorney of record, represent that they are the owners of the entire interest in the above-identified application (hereinafter "said Application") by virtue of an assignment recorded September 10, 2003, at Reel 014476, Frames 0721 and, to the best of the undersigned's knowledge, by virtue of Roberto Beretta being an inventor and having not assigned his rights. Assignees hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on said Application, which would extend beyond the expiration date of the full statutory term of any patent granted on co-pending Application No. 12/424,317, filed on April 15, 2009 (hereinafter "said Reference Application"), as such is defined in 35 U.S.C. 154, and as the term of any patent

granted on said Reference Application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending Reference Application. Assignees hereby agree that any patent granted on said Application shall be enforceable only for and during such period that the legal title of the patent granted on said Application should be the same as the legal title to said Reference Application. This agreement shall run with any patent granted on said Application and be binding upon the grantee, its successors or assigns. In making the above disclaimer, Assignees do not disclaim any terminal part of the patent granted on said Application prior to the expiration date of the full statutory term of said Reference Application, in the event that said Reference Application later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by reexamination certificate, is reissued, or is otherwise terminated prior to expiration of its statutory term.

The undersigned is empowered to act on behalf of Assignees.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 4/28/2009

By Joy N. Graf
Joy N. Graf
Reg. No. 56,601
Attorney of Record

Attorney Docket No.: 015445-9002-01
Michael Best & Friedrich LLP
100 East Wisconsin Avenue
Suite 3300
Milwaukee, Wisconsin 53202-4108